

LINDBERGH PORTER, Bar No. 100091
LITTLER MENDELSON
A Professional Corporation
650 California Street
20th Floor
San Francisco, CA 94108.2693
Telephone: 415.433.1940

Attorneys for Defendant
TIMEC COMPANY, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

TOMMIE BELLAMY,

Plaintiff,

v.

TIMEC COMPANY, INC.,

Defendant.

Case No. C-10-03037 CW

**STIPULATION AND ORDER
REGARDING EXTENSION OF ADR
DEADLINE**

Plaintiff Tommie Bellamy ("Plaintiff") and Defendant TIMEC Company, Inc. ("Defendant") (collectively the "Parties") by and through their counsel of record, hereby stipulate and agree as follows:

On May 21, 2010, Plaintiff filed his Complaint in the Contra Costa Superior Court. Defendant removed the Complaint to this Court on July 12, 2010. On October 26, 2010, this Court ordered the Parties to submit this matter to mediation before James Nebel by January 12, 2011. The Court has ordered this case to go to trial on November 14, 2011.

The Parties were scheduled to mediate this matter before Mr. Nebel on January 6, 2011, and Defendant submitted its confidential mediation brief to Mr. Nebel on January 3, 2011. Plaintiff however, advised the mediator and Defendant that he required additional information from Defendant in order to participate in an effective and meaningful mediation. Accordingly, the parties have agreed to continue the mediation while Defendant works with Plaintiff to provide additional

1 information. The mediator has agreed to work with both counsel to reschedule the mediation in
 2 order to maximize the chance of success.

3 For the reasons stated above, the Parties, through their counsel, agree that it would serve the
 4 best interests of the Parties to continue the deadline to complete mediation until March 14, 2011 in
 5 order to allow them to complete the exchange of information and to engage in further informal
 6 settlement discussions. Accordingly, the Parties hereby stipulate to continue the last day to complete
 7 the alternative dispute resolution proceedings as required by the Northern District of California to
 8 March 14, 2011.

9
 10 Dated: January 21, 2011

/s/ Pamela Pitt

PAMELA PITT
 Law Offices of Pamela Pitt
 Attorney for Plaintiff
 TOMMIE BELLAMY

11
 12
 13
 14 Dated: January 21, 2011

/s/ Lindbergh Porter

LINDBERGH PORTER
 LITTLER MENDELSON
 A Professional Corporation
 Attorneys for Defendant
 TIMEC COMPANY, INC

ORDER

Pursuant to the foregoing Stipulation of the Parties, IT IS HEREBY ORDERED that the Early Neutral Evaluation in the matter of Bellamy v. TIMEC Company, Inc. be completed by March 14, 2011.

IT IS SO ORDERED:

Dated: 1/25/2011


CLAUDIA WILKEN
UNITED STATES MAGISTRATE JUDGE

Firmwide:99775896.1 052001.1039

cc: ADR